

## Message Text

CONFIDENTIAL

PAGE 01 STATE 180866  
ORIGIN L-03

INFO OCT-01 EUR-12 EA-10 ISO-00 NSCE-00 INRE-00  
ACDA-12 CIAE-00 INR-10 IO-13 NSAE-00 EB-08 NRC-05  
OES-09 SOE-02 DODE-00 DOE-15 SS-15 SP-02 CEQ-01  
PM-05 OIC-02 /125 R

DRAFTED BY L/N:RJBETTAUER:AVW  
APPROVED BY L/N:RJBETTAUER  
OES/NET - DHOYLE  
IO/SCT - AJILLSON  
ACDA/GC - HMARSHALL  
DOE - WHAGIS  
NRC - RPAGE  
DOD/PD/N - RTRICE

-----071118 181342Z /45

O 181319Z JUL 78  
FM SECSTATE WASHDC  
TO AMEMBASSY VIENNA IMMEDIATE  
INFO AMEMBASSY OTTAWA IMMEDIATE  
AMEMBASSY CANBERRA IMMEDIATE

C O N F I D E N T I A L STATE 180866

VIENNA FOR IAEA

E.O. 11652: GDS

TAGS: IAEA, MNUC, PARM, TECH

SUBJECT: CONVENTION ON PHYSICAL PROTECTION OF  
NUCLEAR MATERIAL

REF: VIENNA 6155

1. DEPT IS SOMEWHAT CONCERNED AT PROPOSED JULY 25 MEETING  
OF LOCAL REPS TO DISCUSS CONVENTION ON PHYSICAL PROTECTION  
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 180866

OF NUCLEAR MATERIAL. WE BELIEVE U.S. OBJECTIVES IN OB-  
TAINING CONVENTION ARE BEST SERVED BY QUIET BILATERAL CON-  
SULTATIONS IN ADVANCE OF MEETING OF EXPERTS FROM CAPITALS,  
AS IS SCHEDULED FOR SEPTEMBER 4-8. WHEN LOCAL REPS MEET  
IN VIENNA, ON THE OTHER HAND, TENDENCY IS TO TREAT ISSUES  
ON SOMEWHAT MORE POLITICAL BASIS, AND TO REACT ACCORDING TO  
VIEWS OF ONE OR TWO OPINION LEADERS IN REGIONAL UN-TYPE

GROUPINGS (E.G., G-77). WE BELIEVE YOU SHOULD DISCUSS THIS SITUATION WITH EDWARDS, AND SEE IF IT STILL FEASIBLE WITHOUT CREATING ANY ADVERSE POLITICAL REACTION FOR JULY 25 MEETING TO BE CANCELLED. ALTERNATIVELY, YOU SHOULD DISCUSS WITH EDWARDS WAYS TO MINIMIZE RISKS.

2. IF JULY 25 MEETING IS HELD, YOU SHOULD TAKE POSITION THAT USG INTERESTED IN OBTAINING ADEQUATE CONVENTION AS PROMPTLY AS POSSIBLE. WE BELIEVE SCOPE ISSUE CAN, AND INDEED MUST, BE SOLVED IN PRINCIPLE AT SEPTEMBER MEETING. THEN CONVENTION COULD BE WRAPPED UP AT FEBRUARY 1979 MEETING. WHILE STATING VIEW IN PUBLIC THAT USG CONSIDERS ARTICLE 3 AN APPROPRIATE COMPONENT OF CONVENTION, YOU SHOULD IN CORRIDOR CONVERSATIONS REITERATE OUR WILLINGNESS, EXPRESSED DURING APRIL MEETING, TO CONSIDER MAKING ARTICLE 3 (INTERNAL PHYSICAL PROTECTION REQUIREMENTS) OPTIONAL IN INTERESTS OF PROMPTLY CONCLUDING OTHERWISE ACCEPTABLE CONVENTION ON PHYSICAL PROTECTION OF NUCLEAR MATERIAL. IF WE USE RATIONALE AS BEING OUR WILLINGNESS, FOR TIME BEING, TO LIMIT SCOPE OF CONVENTION TO AREAS OF CONSENSUS, WE SHOULD OBTAIN SUPPORT FROM THOSE THAT SEEK DELETION OF ARTICLE 3 TO KEEP MILITARY PURPOSE NUCLEAR MATERIAL OUT OF SCOPE OF CONVENTION, ON SAME RATIONALE. YOU MAY INDICATE, AS WE INDICATED IN APRIL, THAT USG CAN ACCEPT APPROPRIATE PREAMBULAR PARA (OR PARAS) THAT NOTE CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 180866

THAT MILITARY PURPOSE NUCLEAR MATERIAL IS SUBJECT TO STRINGENT PHYSICAL PROTECTION MEASURES. (FYI: WE UNDERSTAND UK MAY NOW BE MOVING IN SIMILAR DIRECTION.) HOWEVER, THERE WOULD BE NO CONSENSUS, AND NO ABILITY PROMPTLY TO CONCLUDE CONVENTION, IF MILITARY PURPOSE NUCLEAR MATERIAL WERE INCLUDED IN ITS AMBIT. WHILE IT MIGHT ULTIMATELY BE PREFERABLE FOR USG TO DROP ARTICLE 3, IF IT CANNOT BE RETAINED IN SUFFICIENTLY STRONG VERSION, IN CORRIDOR CONVERSATIONS MISSION REP SHOULD NOT APPEAR TOO ANXIOUS TO HAVE THIS PROVISION DELETED, LEST USG LOSE BARGAINING LEVERAGE TO OBTAIN SUPPORT FROM THOSE WHO WISH TO HAVE IT DELETED FOR CONTINUED EXCLUSION OF MILITARY PURPOSE NUCLEAR MATERIAL. (BOB SLOAN OF L/N WILL BE IN VIENNA FOR OTHER BUSINESS 7/28-8/2, AND CAN BE CONSULTED ON ISSUES RELATING TO CONVENTION.)

3. TO DATE, DURING JUNE 12-13 BRASILIA TRIP AND JUNE 22-23 CANBERRA TRIP, BETTAUER HELD SIDE BILATERAL MEETINGS WITH GOB AND GOA OFFICIALS CONCERNED WITH DRAFTING OF THIS CONVENTION. GOB, WHILE ASSERTING IT HAD RECENTLY ADOPTED INTERNAL LAW PARALLELING INFCIRC/225/REV. 1, MAINTAINED THAT ITS JUSTICE MINISTRY SAID IT INAPPROPRIATE TO INCLUDE

ARTICLE 3 IN CONVENTION, AND THAT GOB WOULD FIRMLY HOLD TO THIS POSITION. GOB WOULD CONSIDER POSSIBILITY OF MAKING ARTICLE 3 OPTIONAL. ASSESSMENT IS THAT WE SHOULD BE ABLE TO ARRANGE WITH GOB TO SUPPORT CONTINUED EXCLUSION OF MILITARY PURPOSE NUCLEAR MATERIAL WHILE WE WOULD AGREE TO SOFTENING POSITION ON ARTICLE 3. GOA OFFICIALS IN CANBERRA INDICATED THEY WOULD BE FLEXIBLE AT SEPTEMBER MEETING, IN ORDER TO INSURE RAPID CONCLUSION OF CONVENTION. HOWEVER, ON JULY 17, GOA SUGGESTED TO BETTAUER THAT ARTICLE 3 BE RETAINED, AS OPTIONAL IN TTS PRESENT FORM, OR AT LEAST IN A WATERED DOWN FORM, RATHER

THAN DELETED. CRITICAL CONCERN OF GOA IN DRAFTING CONVENTION IS TO SECURE APPROPRIATE MENTION OF NATURAL CONFIDENTIAL

CONFIDENTIAL

PAGE 04 STATE 180866

URANIUM; THEY REALIZE THEIR OBJECTIVE IS MORE POLITICAL THAN RELATED TO SUBSTANCE OF CONVENTION, SINCE THERE IS LITTLE DISAGREEMENT THAT NATURAL URANIUM WOULD BE SUBJECT ONLY TO PRUDENT MANAGEMENT PRACTICES. VIENNA REPS MAY NOT HAVE WORD OF CONVERSATIONS HELD IN BRASILIA AND CANBERRA.

4. FYI. WE ARE CONSIDERING DOING A CIRCULAR TELEGRAM PRIOR TO SEPTEMBER MEETING REQUESTING EMBASSIES TO INFORM SELECTED GOVERNMENTS THAT USG CONTINUES TO BE INTERESTED IN RAPID CONCLUSION OF CONVENTION, THAT TO ACCOMPLISH THIS PURPOSE WE WOULD BE WILLING TO LIMIT CONVENTION TO AREAS OF CONSENSUS, THAT WE WOULD THUS BE READY TO MAKE ARTICLE 3 OPTIONAL OR DELETE IT, ON UNDERSTANDING THAT CONVENTION WOULD ALSO NOT COVER MILITARY PURPOSE NUCLEAR MATERIAL.

5. RESERVATIONS NOTED PARA 3 REFTEL ARE ADEQUATE.

CHRISTOPHER

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NUCLEAR SAFEGUARDS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 18 jul 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE180866  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** RJBETTAUER:AVW  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780294-0656  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1978/newtext/t19780747/aaaabnlf.tel  
**Line Count:** 156  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** f4225171-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN L  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 78 VIENNA 6155  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 27 may 2005  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1968408  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CONVENTION ON PHYSICAL PROTECTION OF NUCLEAR MATERIAL  
**TAGS:** MNUC, PARM, TECH, IAEA  
**To:** VIENNA  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/f4225171-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014